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ఆంధ్రప్రదేశ్ రాజపత్రము

THE ANDHRA PRADESH GAZETTE

PUBLISHED BY AUTHORITY

PART II EXTRAORDINARY

No.101 AMARAVATI, WEDNESDAY, JANUARY 4, 2017 **G.933**

NOTIFICATIONS BY HEADS OF DEPARTMENTS, Etc.

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COMMISSIONER OF FOOD SAFETY, ANDHRA PRADESH HYDERABAD.

IMPOSITION OF PROHIBITION UNDER SECTION 30(2)(a) OF THE SAID ACT ON MANUFACTURE, STOREGE, DISTRIBUTION, TRANSPORATION *OR* SALE OF GUTKA AND PANMASALA WHICH CONTAINING TOBACCO *OR* NICOTINE AS AN INGREDIENT CHEWING TOBACCO PRODUCT LIKE CHAAP TOBACCO, PURE TOBACCO, KHAINI, KHARRA, SCENTED TOBACCO, FLAVOURED TOBACCO PACKED IN PACKETS / POUCHES/ SACHETS / CONTAINERS Etc., BY WHATEVER NAME IS CALLED AND WHATEVER SHAPE IT IS PACKED, AND ANY OTHER PRODUCTS MARKETED SEPERATELY HAVING TOBACCO OR NICOTINE IN THE FINAL PRODUCT BY WHATEVER NAME CALLED, WHETHER PACKAGED **OR** UN-PACKAGED AND / **OR** SOLD A S ONE PRODUCT, **OR** THOUGH PACKAGED AS SEPARATE PRODUCTS, SOLD **OR** DISTRIBUTED IN SUCH A MANNER SO AS TO EASILY FACILITATE MIXING BY THE CONSUMER IS PROHIBITED FOR A PERIOD **ONE YEAR w.e.f. 10th JANUARY, 2017** IN THE ENTIRE STATE OF ANDHRA PRADESH.

Notification No. 318/FSSA/AP/2014-16.- Whereas the Government of India has enacted Food Safety and Standards Act, 2006 to regulate and monitor the Manufacturing, processing , packing, storage, distribution, transport, sale and import of any food or any food article as ingredient, so as to ensure availability of safe and wholesome food for human consumption.

The Food Safety and Standards Authority of India (Ministry of Health and Family Welfare), in exercise of the powers conferred by Section 92 read with Section 26 of Food Safety and Standards Act, 2006, has framed under Regulation 2.3.4 of Food Safety and Standards (Prohibition and Restriction on Sales) Regulations, 2011, that prohibits the use of tobacco and nicotine in all food products, for being injurious to health.

Whereas the Commissioner of Food Safety has the power coupled with duty under Section 30(2)(a) Food Safety and Standards Act 2006 to prohibit in the interest of public health, the manufacture, storage, transportation, distribution, sale of any article of food, either in whole of the State or any area or part thereof for such period, not exceeding ONE YEAR, as may be specified in the order notified in the Official Gazette.

Whereas it is the Commissioner of Food Safety and State Government's endeavour to achieve an appropriate level of protection of human life and health as per Section 18(1)(a) of Food Safety and Standards Act, 2006.

It is expedient to prohibit the manufacturing, storage, distribution, transportation and sale of Gutkha / Pan Masala by whatever name it is called which contains Tobacco and Nicotine as an ingredient and Chewing Tobacco product like Chaap Tobacco, Pure Tobacco, Khaini, Kharra, Scented Tobacco, Flavoured Tobacco packed in packets/ pouches/ sachets/ containers etc., by whatever name is called and whatever shape it is packed, and any other products marketed separately having Tobacco or Nicotine in the final product by whatever name called, whether packaged or un-packaged and / **or** sold as one product, **or** though packaged as separate products, sold **or** distributed in such a manner so as to easily facilitate mixing by the consumer is prohibited for a period of One year in the entire State of Andhra Pradesh.

Therefore, in exercise of the powers conferred under clause (a) of Sub-section (2) of Section 30 of Food Safety and Standards Act 2006 read with Regulation 2.3.4 of Food Safety and Standards (Prohibition and Restriction on sales) Regulations, 2011 and in the interest of public health, the Commissioner of Food Safety, Andhra Pradesh State hereby prohibits the manufacturing, storage, distribution, transportation and sale of Gutkha / Pan Masala by whatever name it is called which contains Tobacco and Nicotine as an ingredient and Chewing Tobacco product like Chaap Tobacco, Pure Tobacco, Khaini, Kharra, Scented Tobacco, Flavoured Tobacco packed in packets/ pouches/ sachets/ containers etc., by whatever name is name is called and whatever shape it is packed, and any other products marketed separately having Tobacco or Nicotine in the final product by whatever name called, whether packaged or un-packaged and / or sold as one product, or though packaged as separate products, sold or distributed in such a manner so as to easily facilitate mixing by the consumer is prohibited for a period of one year **with effect from 10th January, 2017** in the entire State of Andhra Pradesh .

Hyderabad,
02-01-2017.

Sd/-.,
Commissioner of Food Safety,
Andhra Pradesh.

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